

UNITED STATES DISTRICT COURT  
DISTRICT OF NEBRASKA

ADVANCE DESIGN & CONSTRUCTION,  
INC., a Nebraska corporation,

Plaintiff,

v.

DOUGLAS D. HAYS and COURTNEY  
KLINE-HAYS, Individuals,  
and DICK LIND BUILDERS, INC.,  
a Nebraska corporation,

Defendants.

---

DOUGLAS D. HAYS and COURTNEY  
KLINE-HAYS, Individuals,

Cross-Claimants,

v.

DICK LIND BUILDERS, INC.,

Cross-Claim Defendant.

---

DOUGLAS D. HAYS and COURTNEY  
KLINE-HAYS, Individuals,

Third-Party Plaintiffs,

v.

DAN KERNS, an Individual, and RANDY K.  
MEYER, d/b/a MEYER & ASSOCIATES,

Third-Party Defendants.

CIV. NO. 8:06-CV-00736

**ORDER  
OF DISMISSAL**

PURSUANT TO STIPULATION AND AGREEMENT by and between the Plaintiff, Advance Design & Construction, Inc., and Defendants Douglas D. Hays; Courtney Kline-Hays; Dick Lind Builders, Inc.; Dan Kerns; and Randy Meyer, d/b/a Meyer &

Associates (hereinafter collectively referred to as the "Parties") by and through their respective counsel of record, and the Court being fully advised in the premises,

IT IS ORDERED, ADJUDGED AND DECREED that the above-captioned lawsuit, including each claim, cross-claim, and third party claim between the Parties are hereby dismissed with prejudice, each party to pay their own costs, complete record waived.

Dated this 5<sup>th</sup> day of June, 2007.

BY THE COURT:

s/ Joseph F. Bataillon  
Chief Judge

Prepared and submitted by:  
DAMIEN J. WRIGHT #23256  
WELCH LAW FIRM, P.C.  
1299 FARNAM ST., SUITE 1220  
OMAHA, NE 68102

00-102-05